

COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 396, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT concerning health.
- 3 Page 1, line 1, delete "IC 16-18-2-173 IS AMENDED TO READ
- 4 AS" and insert "[EFFECTIVE UPON PASSAGE] (a) As used in this
- 5 SECTION, "health facility" refers to a comprehensive care health
- 6 facility licensed under IC 16-28. The term does not include a health
- 7 facility that is certified as an intermediate care facility for the
- 8 mentally retarded (ICF/MR) under 42 CFR 440.150."
- 9 Page 1, delete lines 2 through 17, begin a new paragraph and insert:
- 10 "(b) As used in this SECTION "program" refers to the informal
- 11 dispute resolution program created under subsection (d).
- 12 (c) As used in this SECTION, "state department" refers to the
- 13 state department of health."
- 14 Delete page 2.
- 15 Page 3, line 1, delete "1, 2003]: Sec. 5. (a)", begin a new paragraph
- 16 and insert:
- 17 "(d)".
- 18 Page 3, line 2, after "organization" insert "that has experience in
- 19 conducting informal dispute resolution for a state survey agency".
- 20 Page 3, line 2, after "to" insert "create and".

- 1 Page 3, line 2, delete "the" and insert "**a voluntary**".
 - 2 Page 3, line 3, delete "process required by 42 CFR 488.331" and
 - 3 insert "**pilot program**".
 - 4 Page 3, line 3, after "facilities" insert ". **The program must comply**
 - 5 **with the requirements under 42 CFR 488.331.**".
 - 6 Page 3, delete lines 4 through 42, begin a new paragraph and insert:
 - 7 "**(e) A contract entered into under subsection (d) must expire**
 - 8 **before July 1, 2005, and establish fees to be paid to the independent**
 - 9 **organization by health facilities that voluntarily use the program.**
 - 10 **The fees must cover the full cost of the program, including any**
 - 11 **training costs by the independent organization.**
 - 12 **(f) Every six (6) months after the effective date of the contract**
 - 13 **with the independent organization described in subsection (d), the**
 - 14 **state department and the independent organization shall submit a**
 - 15 **written report to the select joint commission on Medicaid oversight**
 - 16 **(IC 2-5-26) that includes information on the effectiveness of the**
 - 17 **informal dispute resolution program and contains comparative**
 - 18 **statistics.**
 - 19 **(g) This SECTION expires July 1, 2005.**
 - 20 **SECTION 2. An emergency is declared for this act."**
 - 21 Delete page 4.
- (Reference is to SB 396 as introduced.)

and when so amended that said bill do pass .

Committee Vote: Yeas 8, Nays 0.

Senator Miller, Chairperson